

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MONTEL L. WOOD III,

Defendant.

**8:16CR42**

**ORDER**

Defendant has moved to continue the trial setting, (filing no. 19), because the defendant and defense counsel need additional time to fully review defendant's state and federal cases before deciding how to resolve this case. The motion to continue is unopposed. Based on the showing set forth in the motion, the court finds the motion should be granted. Accordingly,

IT IS ORDERED:

- 1) Defendant's motion to continue, (filing no. 19), is granted.
- 2) A telephonic status conference with the undersigned magistrate judge will be held on July 13, 2016 at 11:00 a.m. to discuss case progression.
- 3) Based upon the representations of counsel, the Court further finds that the ends of justice will be served by further delaying the scheduling of trial; and those purposes outweigh the interest of the defendant and the public in a speedy trial. Accordingly, the additional time arising as a result of the granting of the motion, the time between today's date and July 13, 2016, shall be deemed excludable time in any computation of time under the requirements of the Speedy Trial Act, because although counsel have been diligent, additional time is needed to adequately prepare this case for trial and failing to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(1) & (h)(7).

April 26, 2016.

BY THE COURT:

s/ Cheryl R. Zwart  
United States Magistrate Judge